

Senate Engrossed

FILED
MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

CHAPTER 278

SENATE BILL 1363

AN ACT

AMENDING SECTIONS 20-841.09, 20-1057.13, 20-1376.05 AND 20-1406.05, ARIZONA
REVISED STATUTES; RELATING TO TELEMEDICINE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 20-841.09, Arizona Revised Statutes, is amended to read:

20-841.09. Telemedicine; coverage of health care services; definitions

A. All contracts issued, delivered or renewed on or after January 1, 2015 2018 must provide coverage for health care services that are provided through telemedicine if the health care service would be covered were it provided through in-person consultation between the subscriber and a health care provider and provided to a subscriber receiving the service in ~~a rural region~~ of this state. The contract may limit the coverage to those health care providers who are members of the corporation's provider network.

B. This section does not prevent a corporation from imposing deductibles, copayment or coinsurance requirements for a health care service provided through telemedicine if the deductible, copayment or coinsurance does not exceed the deductible, copayment or coinsurance applicable to an in-person consultation for the same health care service.

C. Services provided through telemedicine or resulting from a telemedicine consultation shall comply with Arizona licensure requirements, accreditation standards and any practice guidelines of a national association of medical professionals promoting access to medical care for consumers via telecommunications technology or other qualified medical professional societies to ensure quality of care.

D. This section does not apply to limited benefit coverage as defined in section 20-1137.

E. For the purposes of this section:

1. "Health care services" means services provided for the following conditions or in the following settings:

- (a) Trauma.
- (b) Burn.
- (c) Cardiology.
- (d) Infectious diseases.
- (e) Mental health disorders.
- (f) Neurologic diseases including strokes.
- (g) Dermatology.
- (h) PULMONOLOGY.

~~2. "Rural region" means either:~~

~~(a) An area that is located in a county with a population of less than nine hundred thousand persons.~~

~~(b) A city or town that is located in a county with a population of nine hundred thousand persons or more and whose nearest boundary is more than thirty miles from the boundary of a city that has a population of five hundred thousand persons or more.~~

1 ~~3-~~ 2. "Telemedicine":

2 (a) Means the interactive use of audio, video or other electronic
3 media for the purpose of diagnosis, consultation or treatment.

4 (b) Does not include the sole use of an audio-only telephone, a
5 video-only system, a facsimile machine, instant messages or electronic mail.

6 Sec. 2. Section 20-1057.13, Arizona Revised Statutes, is amended to
7 read:

8 20-1057.13. Telemedicine; coverage of health care services;
9 definitions

10 A. An evidence of coverage issued, delivered or renewed by a health
11 care services organization on or after January 1, ~~2015~~ 2018 must provide
12 coverage for health care services that are provided through telemedicine if
13 the health care service would be covered were it provided through in-person
14 consultation between the enrollee and a health care provider and provided to
15 an enrollee receiving the service in ~~a rural region of this state~~. The
16 evidence of coverage may limit the coverage to those health care providers
17 who are members of the health care services organization's provider network.

18 B. This section does not prevent a health care services organization
19 from imposing deductibles, copayment or coinsurance requirements for a health
20 care service provided through telemedicine if the deductible, copayment or
21 coinsurance does not exceed the deductible, copayment or coinsurance
22 applicable to an in-person consultation for the same health care service.

23 C. Services provided through telemedicine or resulting from a
24 telemedicine consultation shall comply with Arizona licensure requirements,
25 accreditation standards and any practice guidelines of a national association
26 of medical professionals promoting access to medical care for consumers via
27 telecommunications technology or other qualified medical professional
28 societies to ensure quality of care.

29 D. This section does not apply to limited benefit coverage as defined
30 in section 20-1137.

31 E. For the purposes of this section:

32 1. "Health care services" means services provided for the following
33 conditions or in the following settings:

34 (a) Trauma.

35 (b) Burn.

36 (c) Cardiology.

37 (d) Infectious diseases.

38 (e) Mental health disorders.

39 (f) Neurologic diseases including strokes.

40 (g) Dermatology.

41 (h) PULMONOLOGY.

42 ~~2. "Rural region" means either:~~

43 ~~(a) An area that is located in a county with a population of less than~~
44 ~~nine hundred thousand persons.~~

~~(b) A city or town that is located in a county with a population of nine hundred thousand persons or more and whose nearest boundary is more than thirty miles from the boundary of a city that has a population of five hundred thousand persons or more.~~

~~3.~~ 2. "Telemedicine":

(a) Means the interactive use of audio, video or other electronic media for the purpose of diagnosis, consultation or treatment.

(b) Does not include the sole use of an audio-only telephone, a video-only system, a facsimile machine, instant messages or electronic mail.

Sec. 3. Section 20-1376.05, Arizona Revised Statutes, is amended to read:

20-1376.05. Telemedicine: coverage of health care services:
definitions

A. All policies issued, delivered or renewed by a disability insurer on or after January 1, 2015 2018 must provide coverage for health care services that are provided through telemedicine if the health care service would be covered were it provided through in-person consultation between the insured and a health care provider and provided to an insured receiving the service in ~~a rural region of this state~~. The policy may limit the coverage to those health care providers who are members of the disability insurer's provider network.

B. This section does not prevent a disability insurer from imposing deductibles, copayment or coinsurance requirements for a health care service provided through telemedicine if the deductible, copayment or coinsurance does not exceed the deductible, copayment or coinsurance applicable to an in-person consultation for the same health care service.

C. Services provided through telemedicine or resulting from a telemedicine consultation shall comply with Arizona licensure requirements, accreditation standards and any practice guidelines of a national association of medical professionals promoting access to medical care for consumers via telecommunications technology or other qualified medical professional societies to ensure quality of care.

D. This section does not apply to limited benefit coverage as defined in section 20-1137.

E. For the purposes of this section:

1. "Health care services" means services provided for the following conditions or in the following settings:

(a) Trauma.

(b) Burn.

(c) Cardiology.

(d) Infectious diseases.

(e) Mental health disorders.

(f) Neurologic diseases including strokes.

(g) Dermatology.

(h) PULMONOLOGY.

1 2. ~~"Rural region" means either:~~

2 ~~(a) An area that is located in a county with a population of less than~~
3 ~~nine hundred thousand persons.~~

4 ~~(b) A city or town that is located in a county with a population of~~
5 ~~nine hundred thousand persons or more and whose nearest boundary is more than~~
6 ~~thirty miles from the boundary of a city that has a population of five~~
7 ~~hundred thousand persons or more.~~

8 ~~3.~~ 2. "Telemedicine":

9 (a) Means the interactive use of audio, video or other electronic
10 media for the purpose of diagnosis, consultation or treatment.

11 (b) Does not include the sole use of an audio-only telephone, a
12 video-only system, a facsimile machine, instant messages or electronic mail.

13 Sec. 4. Section 20-1406.05, Arizona Revised Statutes, is amended to
14 read:

15 20-1406.05. Telemedicine; coverage of health care services;
16 definitions

17 A. All policies issued, delivered or renewed by a group disability
18 insurer or a blanket disability insurer on or after January 1, ~~2015~~ 2018 must
19 provide coverage for health care services that are provided through
20 telemedicine if the health care service would be covered were it provided
21 through in-person consultation between the insured and a health care provider
22 and provided to an insured receiving the service in ~~a rural region of~~ this
23 state. The policy may limit the coverage to those health care providers who
24 are members of the insurer's provider network.

25 B. This section does not prevent a group or blanket disability insurer
26 from imposing deductibles, copayment or coinsurance requirements for a health
27 care service provided through telemedicine if the deductible, copayment or
28 coinsurance does not exceed the deductible, copayment or coinsurance
29 applicable to an in-person consultation for the same health care service.

30 C. Services provided through telemedicine or resulting from a
31 telemedicine consultation shall comply with Arizona licensure requirements,
32 accreditation standards and any practice guidelines of a national association
33 of medical professionals promoting access to medical care for consumers via
34 telecommunications technology or other qualified medical professional
35 societies to ensure quality of care.

36 D. This section does not apply to limited benefit coverage as defined
37 in section 20-1137.

38 E. For the purposes of this section:

39 1. "Health care services" means services provided for the following
40 conditions or in the following settings:

41 (a) Trauma.

42 (b) Burn.

43 (c) Cardiology.

44 (d) Infectious diseases.

45 (e) Mental health disorders.

1 (f) Neurologic diseases including strokes.
2 (g) Dermatology.
3 (h) PULMONOLOGY.
4 ~~2. "Rural region" means either:~~
5 ~~(a) An area that is located in a county with a population of less than~~
6 ~~nine hundred thousand persons.~~
7 ~~(b) A city or town that is located in a county with a population of~~
8 ~~nine hundred thousand persons or more and whose nearest boundary is more than~~
9 ~~thirty miles from the boundary of a city that has a population of five~~
10 ~~hundred thousand persons or more.~~
11 ~~3. 2. "Telemedicine":~~
12 (a) Means the interactive use of audio, video or other electronic
13 media for the purpose of diagnosis, consultation or treatment.
14 (b) Does not include the sole use of an audio-only telephone, a
15 video-only system, a facsimile machine, instant messages or electronic mail.
16 Sec. 5. Effective date
17 This act is effective from and after December 31, 2017.

APPROVED BY THE GOVERNOR MAY 17, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 17, 2016.

Passed the House May 7, 2016,

by the following vote: 54 Ayes,

0 Nays, 6 Not Voting

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate February 18, 2016,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

9th day of May, 2016,

at 10:07 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 17th day of

May, 2016,

at 1:27 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State
this 17th day of May, 2016,

at 4:31 o'clock P. M.
[Signature]
Secretary of State

S.B. 1363